1951

**File No.** B. Repealing and Amending/51

Legal Dept.

B **BRANCH**

**Subject:—**

L.A Bill No. XX of 1951.

A Bill to repeal certain enactments and certain other enactments

Act No. IX of 1951

**File No.** B. Repealing and Amending/51

Gen. 194 e.

131-B

Legal Department.

Submitted.

A draft of the Repealing and Amending Bill a and S.C.R. are put up at pp. 57-63 post for approval.

2. The draft Bill proposes to repeal certain enactments which are spent or have become unnecessary at present as also to carry out certain formal amendments and so correct a few grammatical and minor printing mistakes.

3. The subject-matter of the Bill falls under entries 1,3,5,11,13,18,33 and 36 in List II and entries 5 and 24 in List III in the Seventh Schedule to the Constitution. As the Bill does not contain any provisions repugnant to the provisions of any earlier law made by the Parliament or any existing law relating to a matter enumerated in the Concurrent Legislative List it will not be necessary to reserve the Bill for the Consideration of the President with reference to article 254(2) of the Constitution. The Bill does not require any sanction or recommendation under the Constitution.

4. If approved, the draft Bill and the Statement of Objects and Reasons may be submitted to H.M. (L) for his approval. Under instruction 23(4) of the Instructions issued under the Rules of Business if the tentative draft Bill is approved by the Minister in charge it shall be circulated to the other ministers and a copy supplied to the Governor and unless the Chief Minister directs

19/6
19/6

Contd.

directs otherwise the tentative draft Bill shall be brought before a meeting of the Council of Ministers. The approval of the Cabinet to the Bill may accordingly be obtained by circulation of the Bill to the H.Ms. As the Bill does not involve any question of principle it does not appear necessary to bring up the Bill before the Cabinet meeting. As required under instruction 23(4), the papers may be submitted to H.C.M. for orders that it is not necessary to discuss the Bill in the Cabinet meeting and that the approval of the Cabinet may be obtained by circulation to H.Ms.

MM

SC.

sd/-

6-2-54

Legal Department.

The Bill is intended to carry out certain formal repeals and amendments and correct a few grammatical and minor printing mistakes The following notes explain the object of each of the entries in the two Schedules to the Bill

Entry 1 in First Schedule. Schedule F prescribes the form of commission to be issued to a holder of alienated lands or villages or his agent, under section 89, But section 89 was deleted by Bom. XXIX of 1939. At that time Schedule F should have been deleted. It is now proposed to delete this Schedule which is n unnecessary.

Entry 2 in First Schedule. In view of the words "who shall" in the first line of sub-section (1) of section 22 of the Bombay Public Conveyances Act, 1920, the same words at the beginning of clause (b) of the said sub-section are unnecessary. It is therefore proposed to omit the words "who shall" occurring at the beginning of the said clause (b).

Entry 1 in Second Schedule.- In ections 385( 426A (marginal note) and 484(b) of the Bombay Municipal Corporation Act, reference to "City" should now be reference to "Greater Bombay", since the passing of the Bombay Municipal (Extension of Limits) Act, 1950. The proposed amendment is intended to carry out the necessary

Contd,

amendment.

Entry 2 in Second Schedule relating to Municipal Boroughs Act. Subordinate Judges are called Civil Judges from 1945. The proposed amendment is intended to change the reference from Subordinate Judge to Civil Judge in section 3(7) of the Bombay Municipal Boroughs Act, 1925.

Entry 3 in Second Schedule relating to Primary Education Act. Reference to section 6 in section 7(1)(b) of the Bombay Primary Education Act, 1947, is a mistake. The reference ought to be to section 5

5. The amendment is intended to correct the mistake.

Entry 4 in Second Schedule relating to Land Requisition Act. The word "intended" in section 9A(1) of the Bombay Land Requisition Act, 1948, is a mistake for the word "continued". The amendment is intended to substitute the correct word.

Entry 5 in Second Schedule relating to City Civil Court Act. Section 4A was inserted in the Bombay City Civil Court Act, 1948, by the Bombay Matrimonial (Transfer of Cases ) Act, 1950, (Bom XXVI of 1950) in all Acts passed before, and in force on, 26th January 1950, for the words "Provincial Government" the words "State Government" have been substituted. But as Bombay Act 26 of 1950 was assented to and published in May 1950, the Adaptation Order does not apply to this Act. Through oversight in Vol. II of the

Contd.

of the Bombay Code, 1949, Edition, at p. 2674 t the reference to "Provincial Government" in section 4A(3) has been corrected to "State Government" by Replacement Series II, p. 218-219. It is, however, necessary to make a formal amendment to substitute the word "State" for the word "Provincial" in section 4A(3). The object of the amendment is to carry out this change.

Entry 6 in Second Schedule relating to Animal Contagious Diseases (Control) Act.- The amendment is to fill up the omission of the verb "may" after the words "Veterinary Surgeon" in section 11 of the Bombay Animal Contagious Diseases (Control Act, 1948.

Entry 7 in Second Schedule relating to the Shops and Establishments Act. Section 2(24) of the Bombay Shops and Establishments Act, 1948, defines "Residental Hotel" to mean any premises used for the reception of guests and travellers desirous of dwelling or sleeping therein and includes a club. The amendment is intended to make it clear that non-residential clubs are not included in the definition.

The second amendment is intended to empower the District Magistrate to sanction prosecutions under the Act in non-local authority areas. For such cases it may not be necessary to obtain the sanction of the State Government.

Entry 8 in Second Schedule relating to Baroda University Act.- The amendments are intended

Contd.

to correct grammatical mistakes and to carry out consequential amendments.

Entry 9 in Second Schedule relating to Criminal Conventions Act. The amendments are intended to correct printing mistakes.

Entry 18 in Second Schedule relating to Public Security Measures Act. It is proposed to substitute the words "and such order, rule, etc. shall continue to bein force" in section 19 of Ord. 1 of 1950, for the purposes of proper syntax and to make it clear that what is continued in force is the orders, rules etc. made under the principal Act.

[redacted]

54.

56. 12-2-51 eli.

No. 5787
Legal Department,
Bombay Castle (Bombay No.1), 11th April 1951.

From

Shri J.R.Dhrandhar,
Secretary to the Government of Bombay,
Legal Department.

To

The Secretary to the Governor of Bombay.

Subject: The Bombay Repealing and Amending Bill, 1951.

Sir,

With reference to article 200 of the Constitution of India, I am directed to forward herewith for the assent of His Excellency the Governor the authentic copy of the Bombay Repealing and Amending Bill, 1951, which was read for the third time and passed at the meetings of the Bombay Legislative Assembly and the Bombay Legislative Council held on the 24th and the 28th March, 1951, respectively.

2. The subject-matter of the Bill falls under entries 1,3,5,11,15,16,31 and 36 in List II and entries 5 and 24 in List III in the Seventh Schedule to the Constitution. As the Bill does not contain any provisions repugnant to the provisions of any earlier law made by the Parliament or an existing law relating to a matter enumerated in the Concurrent Legislative List, it is not necessary to reserve the Bill for the consideration of the President with reference to article 254(2) of the Constitution.

3. The date on which His Excellency the Governor's assent is given may kindly be entered in the endorsement.

SC

4. I also forward herewith one copy of each of

| | |
|---|---|
| 1. Bill as introduced in the Bombay Legislative Assembly with the Statement of Objects and Reasons. | the items Nos. 1, 2 and 4 and two copies of items No. 3 of the papers noted in |
| 2. Bill as read for the third time and passed by the Bombay Legislative Assembly and as introduced in the Bombay Legislative Council. | |
| 3. Bill as read for the third time and passed by the Bombay Legislative Council. | |
| 4. Extracts from the proceedings of the Bombay Legislative Assembly dated the 24th March 1951 and of the Bombay Legislative Council dated the 28th March 1951. | |

the margin. The Bill was not referred to a Select Committee.

Your faithfully,

Sd/-
10/4

for Secretary to Government.

MM

50.

No. G.S.- 990

From

THE SECRETARY TO THE GOVERNOR OF BOMBAY.

To

The Secretary to Government,

Legal Department.

Government House,

BOMBAY April 13, 1951.

Subject: The Bombay Repealing and Amending Bill, 1951.

Sir,

With reference to your letter No. 5787/, dated April 11, 1951, I am directed to return herewith the authentic copy of the Bombay Repealing and Amending Bill, 1951, with His Excellency the Governor's assent signified thereon.

Yours faithfully,

Sd/-

Secretary to the Governor of Bombay.

MM

GC.

ACTS.

Publication of the Bombay Repealing and Amending Act, 1951.

GOVERNMENT OF BOMBAY
Legal Department,
Resolution No. 6230

Bombay Castle, 17th April 1951

Letter to the Secretary to the Governor, No. 5787, dated the 11th April 1951.

Letter from the Secretary to the Governor, No. G.S.990, dated the 13th April 1951-

> "With reference to your letter No. 5787, dated 11, 1951, I am directed to return herewith the authentic copy of the Bombay Repealing and Amending Bill, 1951, with His Excellency the Governor's assent signified thereon."

RESOLUTION:- The law should be published as Bombay Act No. IX of 1951, in the Bombay Government Gazette dated the 17th April 1951.

2. The Act should be translated into Marathi, Gujarathi Kannada and Hindi (in Devnagari script) and the translations should be published in the Bombay Government Gazette.

By order of the Governor of Bombay,

S.L. Chaudhari

Deputy Secretary to Government.

To

The Manager, Government Central Press, Bombay (with a copy of the Act and with a request that 40 Gazette copies of the Act may be forwarded to the Legal Department),

*The Oriental Translator to Government ) with a copy
The Bombay Legislative Department )m of theAct.
The Director of Publicity, Bombay,
The Enquiry Officer for the Secretariat,
Bombay

* With four extra copies of theAct.

REGISTERED No.-B-1

The

# Bombay Government Gazette

PUBLISHED BY AUTHORITY

WEDNESDAY, 14TH MARCH 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## PART V

**[To be translated into Marathi, Gujarati, Kannada and Hindi (in Devnagari script) and the translations to be published in the " Bombay Government Gazette ". The dates of publication to be reported.]**

The following Bill is published under the proviso to rule 80 of the Bombay Legislative Assembly Rules :—

### L. A. BILL No. XX OF 1951.

*A Bill to repeal certain enactments and to amend certain other enactments.*

WHEREAS it is expedient to repeal certain enactments and to amend certain other enactments for the purposes hereinafter appearing; It is hereby enacted as follows :—

1. This Act may be called the Bombay Repealing and Amending Act, 1951. Short title.

2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof. Repeal of certain enactments.

Amendment of certain enactments.

3. The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth cloumn thereof.

## THE FIRST SCHEDULE.

### *Repeal.*

(*See* section 2.)

| Year. | No. | Short title. | Extent of repeal. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1879 | V | Bombay Land Revenue Code, 1879. | Schedule F. |
| 1920 | VII | Bombay Public Conveyances Act, 1920. | In section 22, in clause (*b*), the words "who shall". |

## THE SECOND SCHEDULE

### *Amendments.*

(*See* section 3.)

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1888 | III | Bombay Municipal Corporation Act. | In sub-section (*2*) of section 385, in the marginal note to section 426A and in clause (*b*) of section 484, for the word "city" the words "Greater Bombay" shall be substituted. |
| 1925 | XVIII | Bombay Municipal Boroughs Act, 1925. | In clause (7) of section 3, for the word "Subordinate", at both the places where it occurs, the word "Civil" shall be substituted. |
| 1947 | LXI | Bombay Primary Education Act, 1947. | In clause (*b*) of sub-section (*1*) of section 7, for the word and figure "section 6" the word and figure "section 5" shall be substituted. |
| 1948 | XXXIII | Bombay Land Requisition Act, 1948. | In sub-section (*1*) of section 9A, for the word "intended" the word "continued" shall be substituted. |
| 1948 | XL | Bombay City Civil Court Act, 1948. | In sub-section (*3*) of section 4A, for the word "Provincial" the word "State" shall be substituted. |
| 1948 | LIX | Bombay Animal Contagious Diseases (Control) Act, 1948. | In section 17, after the words "Veterinary Surgeon" the word "may" shall be inserted. |

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1948 .. | LXXIX .. | Bombay Shops and Establishments Act, 1948. | (*i*) In clause (24) of section 2, for the word "club" the words "residential club" shall be substituted;<br><br>(*ii*) In sub-section (*1*) of section 60, for the words "State Government" the words "District Magistrate" shall be substituted. |
| 1949 .. | Baroda Act | Maharaja Sayajirao University of Baroda Act, 1949. | (*i*) In section 15, for the word, brackets and figures "clause (*viii*)" the word, brackets and figures "clause (*vii*)";<br><br>(*ii*) In section 22, in clause (*xiv*) of sub-section (*1*), for the word "resolution" the word "resolutions";<br><br>(*iii*) In section 24, in clause (*v*) of sub-section (*1*), for the word "estimate" the word "estimates";<br><br>(*iv*) In section 48, in the marginal note, for the word "teachership" the words "professor or reader"; and<br><br>(*v*) In section 64, in sub-section (*2*), for the word "function" the word "functions";<br>shall be substituted. |
| 1949 .. | LIX .. | Bombay Provincial Municipal Corporations Act, 1949. | In appendix III,—<br>(*i*) In the third column, in the third entry relating to "Bom. XXXII of 1947", in amendment No. 3, for the word, brackets and letter "clause (*d*)" the word, brackets and letter "clause (*b*)" shall be substituted;<br><br>(*ii*) In the first column, for the words and figures "Bom. IX of 1948" the words and figures "Bom. XX of 1948" shall be substituted. |
| 1950 .. | I .. | Bombay Public Security Measures (Amendment) Act, 1950. | In section 19, for the words "and shall continue to be in force" the words "and such order, rule, appointment, direction or notification shall continue to be in force" shall be substituted. |

STATEMENT OF OBJECTS AND REASONS.

The object of the Bill is to carry out certain formal repeals and amendments and correct a few grammatical and minor printing mistakes.

Dated the 10th March 1951. (Signed) D. N. DESAI.

By order of the Governor of Bombay,

J. R. DHURANDHAR,
Secretary to the Government of Bombay,
Legal Department.

Bombay, dated the 14th March 1951.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

**L. A. BILL No. XX OF 1951.**

*A Bill to repeal certain enactments and to amend certain other enactments.*

**(As read for the third time and passed by the Legislative Assembly on the 24th March 1951.)**

WHEREAS it is expedient to repeal certain enactments and to amend certain other enactments for the purposes hereinafter appearing; It is hereby enacted as follows:—

1. This Act may be called the Bombay Repealing and Amending Act, 1951. Short title.

2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof. Repeal of certain enactments.

MOV-Bk-Hb 534—1

Amendment of certain enactments.

**3.** The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth cloumn thereof.

THE FIRST SCHEDULE.

*Repeal.*

(*See* section 2.)

| Year. | No. | Short title. | Extent of repeal. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1879 | .. V .. | Bombay Land Revenue Code, 1879. | Schedule F. |
| 1920 | .. VII .. | Bombay Public Conveyances Act, 1920. | In section 22, in clause (*b*), the words "who shall". |

THE SECOND SCHEDULE.

*Amendments.*

(*See* section 3.)

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1888 | .. III .. | Bombay Municipal Corporation Act. | In sub-section (*2*) of section 385, in the marginal note to section 426A and in clause (*b*) of section 484, for the word "city" the words "Greater Bombay" shall be substituted. |
| 1925 | .. XVIII | Bombay Municipal Boroughs Act, 1925. | In clause (7) of section 3, for the word "Subordinate", at both the places where it occurs, the word "Civil" shall be substituted. |
| 1947 | .. LXI .. | Bombay Primary Education Act, 1947. | In clause (*b*) of sub-section (*1*) of section 7, for the word and figure "section 6" the word and figure "section 5" shall be substituted. |
| 1948 | .. XXXIII | Bombay Land Requisition Act, 1948. | In sub-section (*1*) of section 9A, for the word "intended" the word "continued" shall be substituted. |
| 1948 | .. XL .. | Bombay City Civil Court Act, 1948. | In sub-section (*3*) of section 4A, for the word "Provincial" the word "State" shall be substituted. |
| 1948 | .. LIX .. | Bombay Animal Contagious Diseases (Control) Act, 1948. | In section 17, after the words "Veterinary Surgeon" the word "may" shall be inserted. |

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1948 .. | LXXIX .. | Bombay Shops and Establishments Act, 1948. | (*i*) In clause (24) of section 2, for the word "club" the words "residential club" shall be substituted;<br><br>(*ii*) In sub-section (*1*) of section 60, for the words "State Government" the words "District Magistrate" shall be substituted. |
| 1949 .. | Baroda Act XVII. | Maharaja Sayajirao University of Baroda Act, 1949. | (*i*) In section 15, for the word, brackets and figures "clause (*viii*)" the word, brackets and figures "clause (*vii*)";<br><br>(*ii*) In section 22, in clause (*xiv*) of sub-section (*1*), for the word "resolution" the word "resolutions";<br><br>(*iii*) In section 24, in clause (*v*) of sub-section (*1*), for the word "estimate" the word "estimates";<br><br>(*iv*) In section 48, in the marginal note, for the word "teachership" the words "professor or reader"; and<br><br>(*v*) In section 64, in sub-section (*2*), for the word "function" the word "functions";<br>shall be substituted. |
| 1949 .. | LIX .. | Bombay Provincial Municipal Corporations Act, 1949. | In Appendix III,—<br>(*i*) In the third column, in the third entry relating to "Bom. XXXII of 1947" in amendment No. 3, for the word, brackets and letter "clause (*d*)" the word, brackets and letter "clause (*b*)" shall be substituted;<br><br>(*ii*) In the first column, for the words and figures "Bom. IX of 1948" the words and figures "Bom. XX of 1948" shall be substituted. |
| 1950 .. | I .. | Bombay Public Security Measures (Amendment) Act, 1950. | In section 19, for the words "and shall continue to be in force" the words "and such order, rule, appointment, direction or notification shall continue to be in force" shall be substituted. |

## STATEMENT OF OBJECTS AND REASONS.

The object of the Bill is to carry out certain formal repeals and amendments and correct a few grammatical and minor printing mistakes.

Dated the 10th March 1951

D. N. DESAI.

uo-v Bk Hb 584—2

Government of Bombay

# LEGAL DEPARTMENT

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[L. A. BILL No. XX OF 1951.

(As read for the third time and passed by the Legislative Assembly on the 24th March 1951.)

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A Bill to repeal certain enactments and to amend cetain other enactments.

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[Shri D. N. Desai, M.L.A.]

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BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

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III 2

**L. A. BILL No. XX OF 1951.**

*A Bill to repeal certain enactments and to amend certain other enactments.*

**(As read for the third time and passed by the Legislative Assembly on the 24th March 1951.)**

**(As read for the third time and passed by the Legislative Council on the 28th March 1951.)**

WHEREAS it is expedient to repeal certain enactments and to amend certain other enactments for the purposes hereinafter appearing; It is hereby enacted as follows:—

1. This Act may be called the Bombay Repealing and Amending Act, 1951. Short title.

2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof. Repeal of certain enactments.

Amendment of certain enactments.

**3.** The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth cloumn thereof.

THE FIRST SCHEDULE.

*Repeal.*

(*See* section 2.)

| Year. | No. | Short title. | Extent of repeal. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1879 | .. V .. | Bombay Land Revenue Code, 1879. | Schedule F. |
| 1920 | .. VII .. | Bombay Public Conveyances Act, 1920. | In section 22, in clause (*b*), the words "who shall". |

THE SECOND SCHEDULE.

*Amendments.*

(*See* section 3.)

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1888 .. | III .. | Bombay Municipal Corporation Act. | In sub-section (*2*) of section 385, in the marginal note to section 426A and in clause (*b*) of section 484, for the word "city" the words "Greater Bombay" shall be substituted. |
| 1925 .. | XVIII | Bombay Municipal Boroughs Act, 1925. | In clause (7) of section 3, for the word "Subordinate", at both the places where it occurs, the word "Civil" shall be substituted. |
| 1947 .. | LXI .. | Bombay Primary Education Act, 1947. | In clause (*b*) of sub-section (*1*) of section 7, for the word and figure "section 6" the word and figure "section 5" shall be substituted. |
| 1948 .. | XXXIII | Bombay Land Requisition Act, 1948. | In sub-section (*1*) of section 9A, for the word "intended" the word "continued" shall be substituted. |
| 1948 .. | XL .. | Bombay City Civil Court Act, 1948. | In sub-section (*3*) of section 4A, for the word "Provincial" the word "State" shall be substituted. |
| 1948 .. | LIX .. | Bombay Animal Contagious Diseases (Control) Act, 1948. | In section 17, after the words "Veterinary Surgeon" the word "may" shall be inserted. |

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1948 .. | LXXIX .. | Bombay Shops and Establishments Act, 1948. | (*i*) In clause (24) of section 2, for the word "club" the words "residential club" shall be substituted;<br><br>(*ii*) In sub-section (*1*) of section 60, for the words "State Government" the words "District Magistrate" shall be substituted. |
| 1949 .. | Baroda Act XVII. | Maharaja Sayajirao University of Baroda Act, 1949. | (*i*) In section 15, for the word, brackets and figures "clause (*viii*)" the word, brackets and figures "clause (*vii*)";<br><br>(*ii*) In section 22, in clause (*xiv*) of sub-section (*1*), for the word "resolution" the word "resolutions";<br><br>(*iii*) In section 24, in clause (*v*) of sub-section (*1*), for the word "estimate" the word "estimates";<br><br>(*iv*) In section 48, in the marginal note, for the word "teachership" the words "professor or reader"; and<br><br>(*v*) In section 64, in sub-section (*2*), for the word "function" the word "functions";<br>shall be substituted. |
| 1949 .. | LIX .. | Bombay Provincial Municipal Corporations Act, 1949. | In Appendix III,—<br>(*i*) In the third column, in the third entry relating to "Bom. XXXII of 1947" in amendment No. 3, for the word, brackets and letter "clause (*d*)" the word, brackets and letter "clause (*b*)" shall be substituted;<br><br>(*ii*) In the first column, for the words and figures "Bom. IX of 1948" the words and figures "Bom. XX of 1948" shall be substituted. |
| 1950 .. | I .. | Bombay Public Security Measures (Amendment) Act, 1950. | In section 19, for the words "and shall continue to be in force" the words "and such order, rule, appointment, direction or notification shall continue to be in force" shall be substituted. |

Government of Bombay

LEGAL DEPARTMENT

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[L. A. BILL No. XX OF 1951.]

(As read for the third time and passed by the Legislative Assembly on the 24th March 1951.)

(As read for the third time and passed by the Legislative Council on the 28th March 1951.)

---

A Bill to repeal certain enactments and to amend certain other enactments.

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[Shri D. N DESAI, M.L.A.]

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BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

Registered No. B-1

The

# Bombay Government Gazette

PUBLISHED BY AUTHORITY

TUESDAY, 17TH APRIL 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## PART IV

**Acts of the Bombay Legislature and Ordinances promulgated and Regulations made by the Governor.**

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CONTENTS.

| | PAGES |
|---|---|
| **BOMBAY ACT No. IX OF 1951**—An Act to repeal certain enactments and to amend certain other enactments | 32-34 |

The following Act of the Bombay Legislature having been assented to by the Governor on the 12th April 1951 is hereby published for general information.

J. R. DHURANDHAR,
Secretary to the Government of Bombay,
Legal Department.

### BOMBAY ACT No. IX OF 1951.

*(First published, after having received the assent of the Governor, in the "Bombay Government Gazette" on the 17th April 1951.)*

An Act to repeal certain enactments and to amend certain other enactments.

WHEREAS it is expedient to repeal certain enactments and to amend certain other enactments for the purposes hereinafter appearing; It is hereby enacted as follows :—

1. This Act may be called the Bombay Repealing and Amending Act, 1951. **Short title.**

2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof. **Repeal of certain enactments.**

Amendment of certain enactments.

3. The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth cloumn thereof.

THE FIRST SCHEDULE.

*Repeal.*

(*See* section 2.)

| Year. | No. | Short title. | Extent of repeal. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1879 | .. V .. | Bombay Land Revenue Code, 1879. | Schedule F. |
| 1920 | .. VII .. | Bombay Public Conveyances Act, 1920. | In section 22, in clause (*b*), the words "who shall". |

THE SECOND SCHEDULE.

*Amendments.*

(*See* section 3.)

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1888 | .. III .. | Bombay Municipal Corporation Act. | In sub-section (*2*) of section 385, in the marginal note to section 426A and in clause (*b*) of section 484, for the word "city" the words "Greater Bombay" shall be substituted. |
| 1925 | .. XVIII | Bombay Municipal Boroughs Act, 1925. | In clause (7) of section 3, for the word "Subordinate", at both the places where it occurs, the word "Civil" shall be substituted. |
| 1947 | .. LXI .. | Bombay Primary Education Act, 1947. | In clause (*b*) of sub-section (*1*) of section 7, for the word and figure "section 6" the word and figure "section 5" shall be substituted. |
| 1948 | .. XXXIII | Bombay Land Requisition Act, 1948. | In sub-section (*1*) of section 9A, for the word "intended" the word "continued" shall be substituted. |
| 1948 | .. XL .. | Bombay City Civil Court Act, 1948. | In sub-section (*3*) of section 4A, for the word "Provincial" the word "State" shall be substituted. |
| 1948 | .. LIX .. | Bombay Animal Contagious Diseases (Control) Act, 1948. | In section 17, after the words "Veterinary Surgeon" the word "may" shall be inserted. |

| Year. | No. | Short title. | Extent of amendment. |
|---|---|---|---|
| 1 | 2 | 3 | 4 |
| 1948 .. | LXXIX .. | Bombay Shops and Establishments Act, 1948. | (*i*) In clause (24) of section 2, for the word "club" the words "residential club" shall be substituted;<br><br>(*ii*) In sub-section (*1*) of section 60, for the words "State Government" the words "District Magistrate" shall be substituted. |
| 1949 .. | Baroda Act XVII. | Maharaja Sayajirao University of Baroda Act, 1949. | (*i*) In section 15, for the word, brackets and figures "clause (*viii*)" the word, brackets and figures "clause (*vii*)";<br><br>(*ii*) In section 22, in clause (*xiv*) of sub-section (*1*), for the word "resolution" the word "resolutions";<br><br>(*iii*) In section 24, in clause (*v*) of sub-section (*1*), for the word "estimate" the word "estimates";<br><br>(*iv*) In section 48, in the marginal note, for the word "teachership" the words "professor or reader"; and<br><br>(*v*) In section 64, in sub-section (*2*), for the word "function" the word "functions";<br>shall be substituted. |
| 1949 .. | LIX .. | Bombay Provincial Municipal Corporations Act, 1949. | In Appendix III,—<br>(*i*) In the third column, in the third entry relating to "Bom. XXXII of 1947" in amendment No. 3, for the word, brackets and letter "clause (*d*)" the word, brackets and letter "clause (*b*)" shall be substituted;<br><br>(*ii*) In the first column, for the words and figures "Bom. IX of 1948" the words and figures "Bom. XX of 1948" shall be substituted. |
| 1950 .. | I .. | Bombay Public Security Measures (Amendment) Act, 1950. | In section 19, for the words "and shall continue to be in force" the words "and such order, rule, appointment, direction or notification shall continue to be in force" shall be substituted. |

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